

MODIFICATION #1
CONTRACT #2021-CDBG-2104

between

CLARK COUNTY
 PO Box 5000, Vancouver, WA 98666-5000

and

CITY OF WASHOUGAL
 1701 C Street, WA 98671-2333

Project:	Hamlik Park Rehabilitation
Contract Period:	Upon County Signature through February 28, 2022
Total Contract Amount:	\$85,043
Funding Source:	Fund 1939 - Community Development Block Grant
DUNS:	018374314
Assistance Listing Number:	14.218 (Subaward)
Procurement History:	2021 CDBG RFA

Contractor Contact	Contractor Fiscal Contact	County Program Contact	County Fiscal Contact
Michelle Wright 503.250.4438 michelle.wright@ci.washougal.wa.us	Jennifer Forsberg 360.835-8501 jforsberg@ci.washougal.wa.us	Samantha Whitley 564.397.7842 samantha.whitley@clark.wa.gov	Rhonda Hills 564.397.7836 rhonda.hills@clark.wa.gov

By signing below, Clark County, hereinafter referred to as the "County," and City of Washougal, hereinafter referred to as the "Contractor," agree to the terms of this contract modification as well as the Clark County Community Services General Terms and Conditions, as amended, which are incorporated herein by reference with the same force and effect as if they were incorporated in full text. The full text version of the General Terms and Conditions are available at <https://clark.wa.gov/community-services/announcements-and-general-terms-and-conditions>. Hard copies will be provided by Clark County upon request.

FOR CLARK COUNTY:

FOR CONTRACTOR:

Kathleen Otto 10/29/21
 Kathleen Otto, County Manager

David Scott 10/29/21
 David Scott, City Manager

APPROVED AS TO FORM ONLY:

Amanda Migchelbrink 10/29/21
 Amanda Migchelbrink
 Deputy Prosecuting Attorney

BUDGET SUMMARY
CONTRACT #2021-CDBG-2104
CITY OF WASHOUGAL

Hamllik Park Rehabilitation		
ITEM	FUNDING SOURCE	FUND AMOUNT
A	Clark County CDBG 2021 Entitlement Funds	\$85,043
B	City of Washougal Local and In Kind	\$35,722

ITEMIZED COST	TOTAL COST	A	B
Construction & Permit Fees	\$104,527	\$85,043	\$35,722
TOTAL COST	\$104,527	\$85,043	\$35,722

Match is 29.58% (\$35,722/\$104,527)

1. CONTRACT HISTORY

Contract Term	Action Amount	Total Contract Amount
Base Contract 09/07/21 – 02/28/22	\$100,000	\$100,000
Amendment #1 Reduce funding and scope of work	-\$14,957	\$85,043

2. MODIFICATIONS

2.1. The contract project description has been changed such that CDBG funding will be used to upgrade Hamlik Park located at 4285 Addy Street in Washougal. CDBG funds will be used solely for the purchase and installation of new playground equipment. The City of Washougal will use its own local funding to purchase and install other park upgrades such as new picnic tables, benches, and garbage cans.

2.2. Statement of Work section 1.2 (Federal Award Identification) is replaced in its entirety with the following:

The County classifies this agreement as a subaward.

Subrecipient Name	City of Washougal
Subrecipient Unique Entity Identifier	DUNS Number 018374314
Federal Award Identification Number (FAIN)	B-21-UC-53-0006
Federal Award Date	07/01/21
Subaward Period of Performance	Upon County Signature – 02/28/22
Subaward Budget Period Start and End Date	Upon County Signature – 02/28/22
Amount of Federal Funds Obligated for this Contract	\$85,043
Total Federal Funds Obligated to Subrecipient	\$85,043
Total Amount of the Federal Award Committed	\$85,043 of \$1,527,816
Federal Award Project Description	Entitlement, Sec 106(b)
Federal Awarding Agency	Housing and Urban Development
Pass-through Entity and Contact Name	Clark County; Michael Torres
Assistance Listing Number	14.218
Assistance Listing Number Name	Community Development Block Grant
Is this award R&D?	No
Indirect Cost Rate for the Federal Award	Varies

2.3. All other terms and conditions of the original contract remain the same.

3. ENTIRE CONTRACT

This modification incorporates the original Contract and any subsequent modifications by reference. The parties agree that the original Contract, subsequent modifications, and this modification are the complete expression of the terms hereto and any oral representations or understanding not incorporated herein are excluded. Further, unless allowed elsewhere in the Contract, any modifications of this Contract shall be in writing and signed by both parties. Failure to comply with any of the provisions stated herein shall constitute material breach of contract and cause for termination. Both parties recognize that time is of the essence in the performance of the provisions of this modified Contract.

4. DEBARMENT OR EXCLUSION

By signing this modification, the Contractor certifies that it is not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participating in any federally-funded program by any federal department or agency (Excluded Person) and that no owner, director, officer, or partner with an ownership or control interest in the Contractor is an Excluded Person. In addition, Contractor certifies that no employee or subcontractor of Contractor who will perform work (whether directly or indirectly) under this Contract is an Excluded Person.

Certificate Of Completion

Envelope Id: 0DE6D4280BB84FF68A904055EC1C2841

Status: Completed

Subject: Please E-Sign This Modification to Our Current CDBG Contract (2021-CDBG-2104.1 City of Washougal)

Source Envelope:

Document Pages: 4

Signatures: 3

Envelope Originator:

Certificate Pages: 5

Initials: 0

Lynn Mueller

AutoNav: Enabled

1300 Franklin St

Envelopeld Stamping: Enabled

Vancouver, WA 98660

Time Zone: (UTC-08:00) Pacific Time (US & Canada)

lynn.mueller@clark.wa.gov

IP Address: 64.4.181.102

Record Tracking

Status: Original

Holder: Lynn Mueller

Location: DocuSign

10/29/2021 7:41:08 AM

lynn.mueller@clark.wa.gov

Signer Events**Signature****Timestamp**

Amanda Migchelbrink

amanda.migchelbrink@clark.wa.gov

Deputy Prosecuting Attorney

Security Level: Email, Account Authentication
(None)

Sent: 10/29/2021 7:55:57 AM

Viewed: 10/29/2021 8:34:34 AM

Signed: 10/29/2021 8:37:04 AM

Signature Adoption: Pre-selected Style
Using IP Address: 64.4.181.35**Electronic Record and Signature Disclosure:**

Accepted: 10/29/2021 8:34:34 AM

ID: cde77979-e3fa-402b-87aa-6dad5be98fe0

David Scott

David.Scott@cityofwashougal.us

City Manager

Security Level: Email, Account Authentication
(None)

Sent: 10/29/2021 8:37:05 AM

Viewed: 10/29/2021 9:29:40 AM

Signed: 10/29/2021 10:24:35 AM

Signature Adoption: Pre-selected Style
Using IP Address: 73.240.127.236**Electronic Record and Signature Disclosure:**

Accepted: 10/29/2021 9:29:40 AM

ID: 7df7dac7-93d6-413e-a44b-33e1543d3a9b

tina redline

tina.redline@clark.wa.gov

Office Supervisor

Clark County, WA

Security Level: Email, Account Authentication
(None)**Completed**

Sent: 10/29/2021 10:24:37 AM

Viewed: 10/29/2021 11:22:28 AM

Signed: 10/29/2021 11:22:33 AM

Using IP Address: 97.120.44.36
Signed using mobile**Electronic Record and Signature Disclosure:**

Not Offered via DocuSign

Kathleen Otto

Kathleen.Otto@clark.wa.gov

County Manager

Clark County

Security Level: Email, Account Authentication
(None)

Sent: 10/29/2021 11:22:34 AM

Viewed: 10/29/2021 3:07:39 PM

Signed: 10/29/2021 3:07:45 PM

Signature Adoption: Pre-selected Style
Using IP Address: 64.4.181.42**Electronic Record and Signature Disclosure:**

Accepted: 10/29/2021 3:07:39 PM

ID: a9787762-d199-41bc-9667-412b30853f00

In Person Signer Events**Signature****Timestamp**

Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Snook Janet janet.snook@clark.wa.gov testing dcs Security Level: Email, Account Authentication (None) Electronic Record and Signature Disclosure: Not Offered via DocuSign	COPIED	Sent: 10/29/2021 3:07:46 PM Viewed: 11/2/2021 2:35:42 PM
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	10/29/2021 7:55:58 AM
Certified Delivered	Security Checked	10/29/2021 3:07:39 PM
Signing Complete	Security Checked	10/29/2021 3:07:45 PM
Completed	Security Checked	10/29/2021 3:07:46 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

CONSUMER DISCLOSURE

From time to time, Clark County, WA (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign, Inc. (DocuSign) electronic signing system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to these terms and conditions, please confirm your agreement by clicking the "I agree"™ button at the bottom of this document.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after signing session and, if you elect to create a DocuSign signer account, you may access them for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign "Withdraw Consent"™ form on the signing page of a DocuSign envelope instead of signing it. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures

electronically from us.

How to contact Clark County, WA:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: loann.vuu@clark.wa.gov

To advise Clark County, WA of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at loann.vuu@clark.wa.gov and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

In addition, you must notify DocuSign, Inc. to arrange for your new email address to be reflected in your DocuSign account by following the process for changing e-mail in the DocuSign system.

To request paper copies from Clark County, WA

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to loann.vuu@clark.wa.gov and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Clark County, WA

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to loann.vuu@clark.wa.gov and in the body of such request you must state your e-mail, full name, US Postal Address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

Operating Systems:	Windows® 2000, Windows® XP, Windows Vista®; Mac OS® X
Browsers:	Final release versions of Internet Explorer® 6.0 or above (Windows only); Mozilla Firefox 2.0 or above (Windows and Mac); Safari®, 3.0 or above (Mac only)
PDF Reader:	Acrobat® or similar software may be required to view and print PDF files
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	Allow per session cookies

** These minimum requirements are subject to change. If these requirements change, you will be asked to re-accept the disclosure. Pre-release (e.g. beta) versions of operating systems and browsers are not supported.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the "I agree"™ button below.

By checking the "I agree"™ box, I confirm that:

- I can access and read this Electronic CONSENT TO ELECTRONIC RECEIPT OF ELECTRONIC CONSUMER DISCLOSURES document; and
- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify Clark County, WA as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by Clark County, WA during the course of my relationship with you.